

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
Charlottesville Division**

ELIZABETH SINES, SETH WISPELWEY,  
MARISSA BLAIR, APRIL MUNIZ,  
MARCUS MARTIN, NATALIE ROMERO,  
CHELSEA ALVARADO, JOHN DOE, and  
THOMAS BAKER,

Plaintiffs,

v.

JASON KESSLER, RICHARD SPENCER,  
CHRISTOPHER CANTWELL, JAMES  
ALEX FIELDS, JR., VANGUARD  
AMERICA, ANDREW ANGLIN,  
MOONBASE HOLDINGS, LLC, ROBERT  
“AZZMADOR” RAY, NATHAN DAMIGO,  
ELLIOT KLINE a/k/a/ ELI MOSLEY,  
IDENTITY EVROPA, MATTHEW  
HEIMBACH, MATTHEW PARROTT a/k/a  
DAVID MATTHEW PARROTT,  
TRADITIONALIST WORKER PARTY,  
MICHAEL HILL, MICHAEL TUBBS,  
LEAGUE OF THE SOUTH, JEFF SCHOEP,  
NATIONAL SOCIALIST MOVEMENT,  
NATIONALIST FRONT, AUGUSTUS SOL  
INVICTUS, FRATERNAL ORDER OF THE  
ALT-KNIGHTS, MICHAEL “ENOCHE”  
PEINOVICH, LOYAL WHITE KNIGHTS OF  
THE KU KLUX KLAN, and EAST COAST  
KNIGHTS OF THE KU KLUX KLAN a/k/a  
EAST COAST KNIGHTS OF THE TRUE  
INVISIBLE EMPIRE,

Defendants.

**Civil Action No. 3:17-cv-00072-NKM**

**JURY TRIAL DEMANDED**

**PLAINTIFFS’ MOTION FOR ADDITIONAL PAGES TO RESPOND TO THE  
COURT’S BRIEFING ORDER**

On June 4, 2021, the Court invited the parties to file briefs by June 11, 2021 on several issues, including those pertaining to the feasibility of holding a trial at the Charlottesville courthouse and the propriety of changing venues to another courthouse. (Dkt. 966 (“Briefing Order”)) On June 7, 2021, the Court limited the briefs to ten pages. (*Id.* at 2)

Plaintiffs respectfully seek leave to file a single brief of up to twenty-five pages. The additional page space is necessary to afford Plaintiffs a full and fair opportunity to address the important and complex issues raised by the Court in its Briefing Order. In particular, the Court has sought input regarding the issue of venue—a critical legal question that would benefit from more fulsome briefing. *See Feller v. Brock*, 802 F.2d 722, 729 n.7 (4th Cir. 1986) (“[T]he parties deserve an opportunity to be heard before a decision [on transfer] is rendered.” (citing 15 C. Wright, A. Miller, E. Cooper, *Federal Practice and Procedure* § 3844 at 329-30 (1986))). Moreover, Plaintiffs expect that the Court may receive separate submissions from each Defendant, which would far exceed the ten-page limit currently imposed on Plaintiffs’ single brief.

For these reasons, and in the interests of fairness to all parties, this Court should grant Plaintiffs’ request to file a single brief of up to twenty-five pages in response to the Court’s Briefing Order, consistent with the Pretrial Order in this case. (Dkt. 101 ¶ 8) James Kolenich, counsel for Defendants Jason Kessler, Nathan Damigo, Identity Europa, Inc. (Identity Evropa), Matthew Parrott, and Traditionalist Worker Party, consents to Plaintiffs’ Motion. Given the

obvious need to submit this request as soon as possible, counsel for Plaintiffs did not have sufficient time to meet and confer on the page limitation issue with the other Defendants.

Dated: June 7, 2021

Respectfully submitted,

/s/ Robert T. Cahill

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### CERTIFICATE OF SERVICE

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### CERTIFICATE OF SERVICE

I further hereby certify that on June 7, 2021, I also served the following non-ECF participants, via mail and electronic mail, as follows:

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